

CIVIL DOCKET

COOK

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE	ATTORNEYS
<p>ELSIE BEAU and EMMA CARPENTER,</p> <p>Plaintiffs</p> <p>VS</p> <p>ANNA M. DORRELL and SHERRELL ANN DORRELL</p> <p>Defendants.</p>	<p>For plaintiff:</p> <p>Roger R. Scott (583-1366) Pray, Scott & Livingston 2910 Fourth Nat'l Bank Bldg. Tulsa, Ok 74119</p> <p>For defendant:</p> <p>James E. Frasier (584-4724) 303 Pythian Bldg. Tulsa 74103</p>

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 11/1/74	Clerk	10-4-74	Scott	15 00	
J.S. 6 mailed 10-1-75	Marshal	10-10-74	C/D #17		15 00
Basis of Action: To set aside Alleged Forged Warrantys	Docket fee				
	Witness fees				
Action arose at:	Depositions				

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COOK

FPI MI-1-3-72-100M-7199

DATE	PROCEEDINGS	Date Order or Judgment Noted
10-4-74	1. Complaint filed. Summons issued. b	
10-10-74	Return on U.S. Marshals service, summons, filed. Served Anna M. Dorrell by serving James Frazier, atty., at Tulsa, OK on 10-4-74 w/ fees of \$11.40; served Sherrell Ann Dorrell by serving James Frazier, atty., at Tulsa, OK w/ fees of \$3.00 on 10-4-74.k	
10-30-74	2. Defts.' Motion to dismiss, filed.k	
10-30-74	3. Defts' Brief on Motion for Dismissal, filed.k	
11-4-74	4. Ltr. of 11/5/74 from Clerk's office, superseding Judge Daugherty's ltr. of 11/1/74, directing pltf. to respond to def. mo/dismiss by 11/16/74. (FD-J)rm	
11-14-74	5. Pltfs.' brief in opposition to defts.' motion for dismissal, filed. v	
1-8-75	MO: Ordered by the Ct. that this case is transferred to Judge Cook (FD-J)rm	
3-6-75	MO: Case set for hearing on defts' motion to dismiss 3-27-75 at 10:30 a.m. (HDC-J)hm	
3-27-75	6. Order, filed, that deft's Mtn. to Dismiss is overruled and that defts file an Ans. to pltf's Complaint within 10 days hereof. (HDC-J)jj <i>copies mailed</i>	
3-27-75	MO: Case called for hearing on defts' mo/dismiss. Statements made. Motion overruled by the Court. Parties stipulate that deposition of Nora Dorrell filed in Creek Co. Court may be used in this Court. Deft. granted leave to file answer in 10 days and case set for pre-trial hearing 4-3-75 at 2:30 p.m. Pltf. counsel to prepare formal order. (HDC-J)hm	
4-3-75	MO: Pre-trial hearing held. Statements made. Answer of defts., filed in open court. Pltf. to prepare and file PT order by 4-24-75, and case set for non-jury trial 5-12-75 at 10:00 a.m. (at end of docket) (HDC-J)hm	
4-3-75	7. Answer, filed in open court. hm	
4-25-75	8. <u>Pre-Trial Order</u> , filed. (HDC-J)rm - copies md.	
5-9-75	Deposition of John R. Lillard, on behalf of pltf., taken on 5/6/75, filed. (Donald R. Lindquist-LSR) rm	
5-12-75	9. Plaintiffs' Trial Brief, filed. v	
5-12-75	MO: Case called for non-jury trial. Parties announce ready. Case passed to 5-14-75 at 1:30 p.m. (HDC-J)hm	
5-14-75	MO: Case tried to the Court May 14, 15 & 16. Upon applic. of deft. and no objection by the pltf., Order for appointment of guardian ad litem signed and filed in open court. Rule invoked, with exception of expert witnesses. Parties waive opening statements. Pltf. presents case in chief w/testimony of witnesses. Pltf's exhibits and deft's exhibits admitted. Pltf. rests. Deft. presents case in chief w/testimony of witnesses and rests. Pltf. presents rebuttal evidence (cont.)	

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	w/testimony of witnesses and rests. Parties rest. Court takes ruling under advisement and will enter a judgment. Parties to submit proposed F/F & briefs simultaneously within 10 days if desired; reply briefs 5 days thereafter. (HDC-J)hm	
5-14-75	10. Order for appointment of guardian ad litem, filed in open court. (HDC-J)hm	
5-16-75	Trial exhibits, filed. (Some in exhibit room - rest in file)hm	
5-27-75	11. Motion and Order for Enlargement of Time until 5-29-75, filed. (HDC-J)lm cps mld.	
5-27-75	12. Proposed Findings of Fact and Conclusions of Law, W/Brief filed. mm	
5-29-75	13. Plaintiff's Proposed Findings of Fact, filed. mm	
6-2-75	14. Plaintiffs' Rebuttal to Brief of Defendants', filed. mm	
6-3-75	15. Defts.' Answer to Plaintiffs' Proposed Findings of Fact and Conclusions of Law, filed. v	
9-9-75	16. Judgment memorandum, filed and entered. (HDC-J)rm-copies mailed	
9-9-75	17. Judgment, filed and entered, that deeds conveying tracts from Roy and Nora Dorrell to Virgil Dorrell are invalidated; further, Nora Dorrell, surviving joint tenant, having deeded property by Gen. Warranty Deed to pltfs., the Ct. finds that pltfs.' title to said property should be quieted as against purported claims of defs. (HDC-J)rm-copies mailed	
9-16-75	18. Supplement to judgment memo., filed and entered. (HDC-J)rm-copies md.	
9-16-75	19. Supplemental judgment, filed and entered. (HDC-J)rm-copies mailed	
9-29-75	MO: By agreement of both parties the cost hearing is postponed to 10-15-75 at 10:30 AM. (At the request of deft. counsel, James Frasier) (JCS-C) mm	
9-29-75	Pltfs' Bill of Costs, filed. mm	
10-8-75	20. Notice of appeal by defendants, filed. cpy to USCA & counsel. g	
10-8-75	21. Bond on Appeal, filed. g	
10-15-75	22. Bill of Costs taxed in the Amount of \$783.20. mm	
11-24-75	Motion to dismiss appeal filed in USCA by pltfs-appellees. g	
12-18	23. Mandate of 10th Circuit, dismissing the appeal for failure of appellants to prosecute, pursuant to Rule 12 FRAP, filed and spread of record. rm	
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1-7-76	24. Pltfs' appl. for aid in execution, filed. ph	
1-7-76	25. Pltfs' appl. for payment of costs, filed. ph	
1-7-76	26. Order filed that the Clerk for the US Dist. Ct. for the ND of O forthwith deliver over to the USM for the ND of O, the \$250 filed as a Bond for Costs on 10-8-75 by the defts, to be applied on the judgment in this action. (HDC-J)ph cps. mld.	

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